UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

CURTIS LEE SHEPPARD,

Plaintiff,

versus

S

CIVIL ACTION NO. 1:12-CV-169

BRAD LIVINGSTON, et al.,

Defendants.

MEMORANDUM ORDER ADOPTING THE MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION

Plaintiff Curtis Lee Sheppard, proceeding *pro se*, filed this civil rights lawsuit. The court previously referred this matter to the Honorable Zack Hawthorn, United States Magistrate Judge, at Beaumont, Texas, for consideration pursuant to applicable laws and orders of this court.

Defendants Wallace, Adams, Masters and Boykin have filed a motion to dismiss (#68). The magistrate judge has submitted a Report and Recommendation of United States Magistrate Judge concerning the motion. The magistrate judge recommends the motion be granted.

The court has received the Report and Recommendation, along with the record, pleadings, and all available evidence. No objections were filed to the Report and Recommendation.

ORDER

Accordingly, the findings of fact and conclusions of law of the magistrate judge are correct, and the report of the magistrate judge is **ADOPTED**. The motion to dismiss is **GRANTED**.

SIGNED at Beaumont, Texas, this 13th day of March, 2015.

MARCIA A. CRONE UNITED STATES DISTRICT JUDGE

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